

Adopted	Rejected
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COMMITTEE REPORT

YES:	7
NO:	0

MR. SPEAKER:

*Your Committee on Insurance, to which was referred House Bill 1569, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete the title and insert the following:
- 2 A BILL FOR AN ACT to amend the Indiana Code concerning
- 3 education.
- 4 Delete everything after the enacting clause and insert the following:
- 5 SECTION 1. IC 20-23-14.5 IS ADDED TO THE INDIANA CODE
- 6 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
- 7 JULY 1, 2007]:
- 8 **Chapter 14.5. Election of Governing Body Members in**
- 9 **Mishawaka**
- 10 **Sec. 1. In a school city established under IC 20-23-4 located in**
- 11 **a city having a population of more than forty-six thousand five**
- 12 **hundred (46,500) but less than fifty thousand (50,000), if a majority**
- 13 **of the voters voting in the municipal election held on November 6,**
- 14 **2007, vote in favor of an elected school board, the governing body**

1 consists of a board of trustees of seven (7) members elected in the
2 manner provided in this chapter.

3 Sec. 2. (a) For purposes of this section, a reference to a common
4 council district of the city is a reference to the district as it existed
5 on January 1, 2007.

6 (b) The city is divided into the following three (3) districts:

7 (1) District One consists of the first district of the common
8 council and the second district of the common council.

9 (2) District Two consists of the third district of the common
10 council and the fourth district of the common council.

11 (3) District Three consists of the fifth district of the common
12 council and the sixth district of the common council.

13 Sec. 3. As used in this chapter, "district" refers to a district of
14 the governing body established by section 2(b) of this chapter.

15 Sec. 4. Beginning with the general election held in November
16 2008, and every four (4) years thereafter, three (3) members of the
17 governing body shall be elected by voters of the districts as
18 provided in this chapter. The candidate who receives the greatest
19 number of votes among all candidates for a district seat is elected.

20 Sec. 5. (a) Beginning with the general election held in November
21 2008, and every four (4) years thereafter, one (1) member of the
22 governing body shall be elected by all the voters of the school city
23 as provided in this chapter. The candidate who receives the
24 greatest number of votes among all candidates for an at-large seat
25 is elected.

26 (b) Beginning with the general election held in November 2010,
27 and every four (4) years thereafter, three (3) members of the
28 governing body shall be elected by all the voters of the school city
29 as provided in this chapter. The three (3) candidates who receive
30 the greatest number of votes among all candidates for an at-large
31 seat are elected.

32 Sec. 6. Except as provided in this chapter, IC 3 applies to an
33 election held under this chapter.

34 Sec. 7. The circuit court clerk shall prepare a separate ballot to
35 be used for governing body elections. Candidates shall appear on
36 the ballot in alphabetical order.

37 Sec. 8. (a) The term of a member of the governing body is four
38 (4) years, beginning on January 1 following the member's election.

1 (b) A member may be reelected.

2 SECTION 2. [EFFECTIVE JULY 1, 2007] (a) This SECTION
3 applies only if a majority of the voters voting in the municipal
4 election referred to in IC 20-23-14.5-1, as added by this act, vote in
5 favor of an elected school board.

6 (b) As used in this SECTION, "governing body" refers to the
7 governing body of the school city.

8 (c) As used in this SECTION, "school city" refers to a school
9 city described in IC 20-23-14.5-1, as added by this act.

10 (d) Notwithstanding any other law, the term of a member of the
11 governing body serving on June 30, 2008, expires January 1, 2009.

12 (e) Notwithstanding 20-23-14.5-5, as added by this act, all
13 at-large members of the governing body shall be elected at the
14 November 2008 general election. Notwithstanding IC 20-23-14.5-8,
15 as added by this act, the term of each of the three (3) at-large
16 members of the governing body elected who receive the fewest
17 number of votes among the at-large members elected expires
18 January 1, 2011. The successors of these members shall be elected
19 at the November 2010 general election and serve a four (4) year
20 term as provided in IC 20-23-14.5-8, as added by this act.

21 (f) This SECTION expires January 1, 2015.

22 SECTION 3. [EFFECTIVE JULY 1, 2007] (a) The circuit court
23 clerk of St. Joseph County shall cause the following public question
24 to be placed on the ballot in the school city of Mishawaka at the
25 municipal election held on November 6, 2007:

26 "Shall the board of trustees of the school city of Mishawaka
27 be elected, beginning with the November 6, 2008, general
28 election?".

29 (b) IC 3 governs this SECTION.

30 (c) This SECTION expires January 1, 2009.

(Reference is to HB 1569 as introduced.)

and when so amended that said bill do pass.

Representative Fry